

**TOWN OF SUPERIOR  
ORDINANCE NO. O-14  
SERIES 2023**

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF  
SUPERIOR INITIATING PROCEEDINGS FOR THE ADOPTION OF A  
HOME RULE CHARTER AND FOR THE PURPOSE OF FORMING A  
CHARTER COMMISSION AND ELECTING MEMBERS THEREOF**

**WHEREAS**, the Municipal Home Rule Act of 1971, C.R.S. § 31-2-201, *et seq.*, as amended, authorizes the Board of Trustees to initiate by ordinance the adoption of a home rule charter;

**WHEREAS**, the process for adopting a home rule charter requires an initial election to form a charter commission and to elect members thereof;

**WHEREAS**, the electors of the Town will have opportunity to comment on a proposed charter at public meetings to be held by the charter commission prior to a second election to approve or reject the proposed charter;

**WHEREAS**, following extensive research and study sessions concerning the advantages of home rule, including local governance on local issues, the Board of Trustees desires to initiate the adoption of a home rule charter for the Town;

**WHEREAS**, the Town anticipates participating in the November 7, 2023 coordinated general election; and

**WHEREAS**, pursuant to C.R.S. § 31-2-204(2), within 30 days after the initiation of proceedings to adopt a home rule charter the Board of Trustees shall call an election for the purpose of forming a charter commission and of electing the members thereof.

**NOW BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF SUPERIOR, COLORADO, as follows:**

**Section 1.**      Initiation of Home Rule.      The following question shall be submitted to a vote of the registered electors of the Town of Superior pursuant to Article XX of the Colorado Constitution and the Municipal Home Rule Act of 1971, at a special municipal election anticipated to be coordinated with the general election to be held on November 7, 2023:

Shall the Town of Superior form a home rule charter commission for the purpose of drafting a home rule charter?

**Section 2.** Commission Members. If the formation of a home rule charter commission is approved by the qualified electors at the anticipated coordinated general election on November 7, 2023, the registered electors shall also elect members to the home rule charter commission, which commission shall consist of a total of 9 members, which members shall be elected at-large. The candidates that receive the greatest number of votes shall be elected to the home rule charter commission.

**Section 3.** Candidates for Charter Commission. All registered electors of the Town are eligible to serve on the charter commission. Candidates for the charter commission shall be nominated by filing with the Town Clerk, on forms supplied by the Town Clerk, a nomination petition signed by at least 25 registered electors and a statement by the candidate of consent to serve if elected. The nomination petition and statement shall be filed within 30 days after publication of the first election notice.

**Section 4.** Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one or part or parts be declared unconstitutional or invalid.

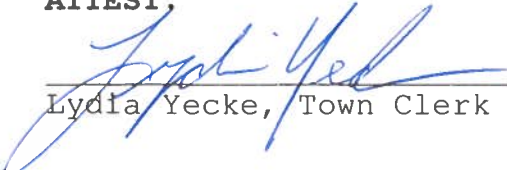
**Section 5.** Safety. This Ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

**INTRODUCED, READ, PASSED AND ORDERED PUBLISHED this 12<sup>th</sup> day of June, 2023.**



Mark Lacis, Mayor

**ATTEST:**



Lydia Yecke, Town Clerk

